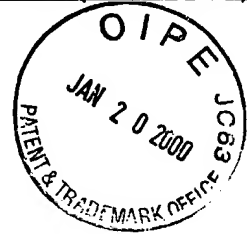


#9

**Declaration and Power of Attorney for
Patent Application**



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**A SYSTEM AND METHOD FOR ADAPTIVE DELIVERY OF RICH MEDIA CONTENT
TO A USER IN A NETWORK BASED ON REAL TIME BANDWIDTH MEASUREMENT
& PREDICTION ACCORDING TO AVAILABLE USER BANDWIDTH**

the specification of which (check one)

☒ is attached hereto:
was filed on November 22, 1999 as Application Serial No. Not yet Assigned and was amended on _____.

I hereby state that I have reviewed and understand the contents of the above- identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):		Day/Month/Year	Priority Claimed
Number	Country		

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Applications:

Serial No.

Filing Date

Status

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

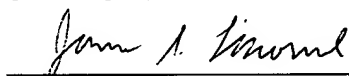
Winfield J. Brown, Reg. No. 31,901; Frederick T. Boehm, Reg. No. 32,458; JoAnn Kealy Crockatt, Reg. No. 36,493; Steven J. Meyers, Reg. No. 29,330; John E. Hoel, Reg. No. 26,279; Christopher A. Hughes, Reg. No. 26,914; Edward A. Pennington, Reg. No. 32,588; Joseph C. Redmond, Jr., Reg. No. 18,753; and Steven J. Soucar, Reg. No. 32,440.

Send all correspondence to: **Joseph C. Redmond, Jr., MORGAN & FINNEGAN, LLP,
345 Park Avenue, New York, New York 10154-0053**

Direct all phone calls to: **Joseph C. Redmond, Jr. at (202) 857-7887.**

(1) Inventor: **JAMES S. LIPSCOMB**

Signature:



11/29/99

Date

Residence: 1646 PAINE STREET, YORKTOWN HEIGHTS, NEW YORK
10598

Citizenship: UNITED STATES OF AMERICA

Post Office 1646 PAINE STREET
Address: YORKTOWN HEIGHTS, NEW YORK 10598

(2) Inventor: **SIH-PIN SUBRINA CHANG**


Signature:  11/29/1999
Date

Residence: 9 DEARBORN DRIVE, OLD TAPPAN, NEW JERSEY 07675

Citizenship: UNITED STATES OF AMERICA

Post Office 9 DEARBORN DRIVE
Address: OLD TAPPAN, NEW JERSEY 07675

(3) Inventor: **SHU-CHUN JEANE CHEN**


Signature:  11/29/99
Date

Residence: 9 BRITTANY COURT, CHAPPAQUA, NEW YORK 10532

Citizenship: UNITED STATES OF AMERICA

Post Office 9 BRITTANY COURT
Address: CHAPPAQUA, NEW YORK 10532

(4) Inventor: **KEERANOOR G. KUMAR**

Signature:  11/29/99
Date

Residence: 34 FORDS ROAD, RANDOLPH, NEW JERSEY 07869

Citizenship: INDIA

Post Office 34 FORDS ROAD
Address: RANDOLPH, NEW JERSEY 07869

(5) Inventor: **JAI MENON**

Signature: _____

11/29/99
Date

Residence: 9 APPLEBEE FARM ROAD
CROTON-ON-HUDSON, NEW YORK 10520

Citizenship: INDIA

Post Office Address: 9 APPLEBEE FARM ROAD
CROTON-ON-HUDSON, NEW YORK 10520

(6) Inventor: **ARUN RAMCHANDRA**

Signature: _____

11/29/99
Date

Residence: 1 PILGRIM DRIVE
DANBURY, CONNECTICUT 06811

Citizenship: INDIA

Post Office Address: 1 PILGRIM DRIVE
DANBURY, CONNECTICUT 06811

(7) Inventor: **LIANG-JIE ZHANG**

Signature: _____

11/29/99
Date

Residence: 14 WESTVIEW AVENUE
WHITE PLAINS, NEW YORK 10603

Citizenship: PEOPLES REPUBLIC OF CHINA

Post Office Address: 14 WESTVIEW AVENUE
WHITE PLAINS, NEW YORK 10603

(8) Inventor: **ROBERT C. PLOTKIN**

Signature: _____

2/29/99
Date

Residence: 41 MAPLEWOOD AVENUE
DOBBS FERRY, NEW YORK 10522

Citizenship: UNITED STATES OF AMERICA

Post Office 41 MAPLEWOOD AVENUE
DOBBS FERRY, NEW YORK 10522

(6) Inventor: **ERIC H. ROFFMAN**

Signature: _____

12/11/99
Date

Residence: 3 ELM ST
TENAFLY, NJ 07670

Citizenship: UNITED STATES OF AMERICA

Post Office 3 ELM ST
Address: TENAFLY, NJ 07670